

DETERMINATION AND FINDINGS
FOR
SOLE SOURCE EXTENSION OF CONTRACT

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| Agency: | Department of Corrections (DOC) |
| Contract No.: | CW37196 |
| Caption: | DOC Comprehensive Medical Care |
| Contractor: | Unity Health Care, Inc. |

Findings

1. Authorization

D.C. Official Code §2-354.04, 27 DCMR 1304, 1700, and 1701, 2005/2(b)

2. Minimum Need

The Office of Contracting and Procurement, on behalf of the Department of Corrections (DOC) is seeking to award a contract to the current contractor Unity Health Care, Inc. to provide comprehensive health care services to population of twenty-one hundred (2100) inmates at the District's Central Detention Facility (CDF) and Central Treatment Facility (CTF). Services shall include Intake Medical Evaluation and Screening, Primary Care, Specialty Care, Diagnostic Testing, Surgical Services, Emergency and Urgent Care, Inpatient Care, Rehabilitation/Step Down, Dialysis, Dental Services, Mental Health Services, and Substance Abuse Services.

The contract extension is necessary to avoid disruption of services during the period the replacement contract Doc362555 is finalized and executed.

3. Estimated Fair and Reasonable Cost

The estimated price to provide the required services for the period January 1, 2019 through March 31, 2019 at the cost of \$6,783,470.50 is fair and reasonable, based on current contract unit pricing and projected volumes of transactions.

4. Facts that Justify a Sole Source Procurement

- A. Doc362555 replacement contract for DOC Comprehensive Medical Services is currently in the proposal review process, with proposal received on July 25, 2018, awaiting contract award. An extension is needed for the current contract CW37196 to continue for an additional three-months, January 1, 2019 through March 31, 2019.
- B. The Office of Contracting and Procurement expects to award a new contract for these services on or before April 1, 2019.

- C. OCP has concluded a solicitation for inmate health care services, currently being evaluated by the agency. Therefore, the sole source extension ensures a continuation of these vital services until the award of a new contract on or before April 1, 2019.
- D. The incumbent that is currently providing inmate health care services to the Department of Corrections is vital to the District and this service must be continued without disruption.
- E. Contract changeover from the current to a temporary supplier would require a 90-day transition period, which is the current requirement for the replacement solicitation Doc362555 as well as the time requested for the contract extension.
During contractor transition a supplier would be required to obtain staff security clearances, training in the operation of the DOC's pharmaceutical dispensing machines, in-service training (initial drug screening, TB testing, and background checks), would be required to prepare a staffing plan and get DOC's approval for the plan, and would have to validate and certify credentials of all Medical Professional Staff appointed at DOC prior to any pre-service training. Finding, processing, and hiring medical staff for a 90-day duration on short notice does not appear realistic. Anticipated funding requirements exceeding current contract pricing, expected shortage of available hires seeking employment for just 3 months, and the required Council action for any contract exceeding one million dollars would make the predictability of reaching the January 1, 2019 deadline problematic without interruption of medical services.

Based on the above, the Contracting Officer has determined that a market survey would be not be useful and therefore was not conducted. No other potential sources were contacted.

- F. The current contractor is providing satisfactory services and is uniquely positioned to ensure continuity of services.
- G. A sole source extension is the most advantageous method to minimize disruption to overall facility operations, and it is essential that the District maintain an efficient inmate health care service process for inmates.

5. CERTIFICATION BY THE AGENCY HEAD:

I hereby certify that the findings set forth above are true, correct, and complete to the best of my knowledge and that the proposed contract extension is in the best interest of the District of Columbia.

Quincy L. Booth
Director
Department of Corrections

Date

6. CERTIFICATION BY CONTRACTING OFFICER:

I have reviewed the above findings and certify that they are sufficient to justify the use of the sole source method of procurement under the D.C. Official Code §2-354.04, 27 DCMR 1304, 1700, and 1701, 2005/2(b). I certify that the notice of intent to award a sole source contract was published in accordance with Section 404(c) of the District of Columbia Procurement Practices Reform Act of 2010 (D.C. Official Code §2-354.04). I recommend that the Chief Procurement Officer approve the use of the sole source procurement method for this proposed contract.

Deborah J. White
Contracting Officer
Office of Contracting and Procurement

Date

DETERMINATION

Based on the above findings and in accordance with the cited authority, I hereby determine that it is not feasible or practical to invoke the competitive solicitation process under either Section 402 or 403 of the District of Columbia Procurement Practices Reform Act of 2010 (D.C. Law 18-371; D.C. Official Code § 2-354.02 or 2-354.03). Accordingly, I determine that the District is justified in using the sole source method of procurement.

George A Schutter, III
Chief Procurement Officer
Office of Contracting and Procurement

Date